

AMENDED IN ASSEMBLY MAY 8, 2007

AMENDED IN ASSEMBLY APRIL 25, 2007

AMENDED IN ASSEMBLY MARCH 27, 2007

CALIFORNIA LEGISLATURE—2007–08 REGULAR SESSION

ASSEMBLY BILL

No. 1242

Introduced by Assembly Member Karnette

February 23, 2007

An act to add and repeal Section 45272.5 of the Education Code, relating to school employees.

LEGISLATIVE COUNSEL'S DIGEST

AB 1242, as amended, Karnette. Classified school employees.

Existing law requires all vacancies in the classified service of a school district that has adopted the merit system to be filled from applicants on eligibility lists that are made up from promotional examinations or by appointments made by means of transfer, demotion, reinstatement, or reemployment, as specified. Existing law requires that if a vacancy is filled from applicants on an eligibility list, the appointment be made from the eligible candidates having the first 3 ranks on the list who are ready and willing to accept the position.

Existing law authorizes, in a school district that has adopted the merit system an appointment to be made from other than the first 3 ranks when the ability to speak, read, or write a language in addition to English, or possession of a driver's license is a requirement of the position to be filled, but in that case existing law requires the appointment to be made from among the highest 3 ranks of applicants on the list who meet the special requirements and are ready and willing to accept the position.

This bill, in a school district with a pupil population over 400,000 and until January 1, 2012, would authorize an appointment for a school-based position to be made from any rank on the eligibility list, but would require consideration of certain factors. The bill would limit this authority to specified listed classes. A school district that avails itself of this authority would be required to study, among other things, the effectiveness of this selection method and submit a report on the study to the affected labor unions.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 45272.5 is added to the Education Code,
2 to read:
3 45272.5. (a) Notwithstanding subdivision (a) of Section 45272,
4 in a school district with a pupil population over 400,000, an
5 appointment for an open, entry-level, school-based position, as
6 described in subdivision (b), may be made from any rank on the
7 eligibility list. However, in making appointments pursuant to this
8 section, at least three eligible candidates from the list, if available,
9 shall be considered, and appointing authorities shall consider
10 job-related background and training that are related to successful
11 job performance, placement on the eligibility lists, and seniority,
12 prior to making a job offer.
13 (b) This section is limited to the following classes:
14 ~~(1) Building and Grounds Worker.~~
15 ~~(2) Cafeteria Helper.~~
16 ~~(3) Campus Aide.~~
17 ~~(4) Clerk/Office Technician.~~
18 ~~(5) Early Education Center Aide I.~~
19 ~~(6) Information Systems Support Assistant I.~~
20 ~~(7) Library Aide.~~
21 ~~(8) Microcomputer Support Assistant.~~
22 ~~(9) School Facilities Attendant.~~
23 ~~(10) Special Education Trainee.~~
24 ~~(11) Special Needs Attendant.~~
25 (1) Clerk/Office Technician.
26 (2) Information Systems Support Assistant I.
27 (3) Library Aide.

1 (c) A school district that makes an appointment pursuant to this
2 section shall study the effectiveness of this selection method,
3 vacancy rates for each class, and length of time to hire for each
4 class, and submit a report on the study to the affected labor unions.

5 (d) This section shall remain in effect only until January 1, 2012,
6 and as of that date is repealed, unless a later enacted statute, that
7 is enacted before January 1, 2012, deletes or extends that date.

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